

DEPARTMENT OF VETERANS AFFAIRS

Justification and Approval

For

Other Than Full and Open Competition

1) Contracting Activity:

Department of Veterans Affairs
Network 15 Contracting Office
5049 South 13th Street
Leavenworth, KS 66048

The purchase request number is 761-14-2-015-0152.
Items are to be delivered to the Northeast CMOP.

- 2) Nature and/or Description of the Action Being Processed: The Northeast CMOP at 10 Industrial Avenue, Chelmsford, Ma. 01824 Consolidated Mail Outpatient Pharmacy is requesting approval to purchase BRAND NAME specific NDC drug item. This is a new procurement and will be a firm fixed price contract. [REDACTED] The item requested is for the brand name specific drug item.

3) Description of Supplies/Services Required to Meet the Agency's Needs:

ONE TOUCH ULTRA (GLUCOSE) Test Strip XZ173

- NDC -53885024510 (NO SUBSTITUTES)
 - Quantity and Description of request: 600 boxes of One Touch Ultra Test Strips 100 count.
 - Manufacturer: Lifescan.
- [REDACTED]

4) Statutory Authority Permitting Other than Full and Open Competition:

(X) (1) Only One Responsible Source and No Other Supplies or Services Will Satisfy Agency Requirements per FAR 6.302-1; (c) *Application for brand name description:* Brand name description application applies.

- 5) Demonstration that the Contractor's Unique Qualifications or Nature of the Acquisition Requires the Use of the Authority Cited Above (applicability of authority): Within the VHA brand name drugs may be prescribed by physicians when in their clinical judgment the brand

name drug will provide a better therapeutic outcome for patients. Brand name drugs are requested when there is a clinical requirement for the drug. In this case, the brand specific drug name is requested on the list above.

6) Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable:

The requesting pharmacy indicated this Test Strip could be obtained from these three small businesses:

MILLANN LLC - SDVOSB
5116 ROUNDTREE ST
SHAWNEE, KS 66226-3877
PH: 913 378-7284

3T FEDERAL SOLUTIONS - SDVOSB
6013 TECHNI CENTER DRIVE, SUITE-B
AUSTIN, TX. 78721
PH: 888-738-6723

THE RANGER TEAM - SDVOSB
468 B STREET, SUITE 7
ASHLAND, OR. 97520
PH: 541 708-0210

7) Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable:

The Northeast CMOP anticipates the cost to the Government will be fair and reasonable based on competition and comparison to recent prices paid by CMOP.

8) Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted: After searching NAC & GSA, there are no available contracts for the item requested. There are no SDVOSB or VOSB vendors which are engaged in the manufacture of the Test Strip. Because the Government is not allowed to do business using Wholesale Trade or Retail Trade NAICS codes, searches must be conducted using the manufacture NAICS code of 325413 In-Vitro Diagnostic Substance Manufacturing cross reference 325412 Pharmaceutical Preparation Manufacturing.

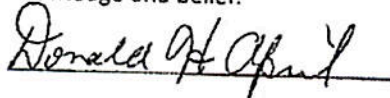
9) Any Other Facts Supporting the Use of Other than Full and Open Competition: N/A

10) Listing of Sources that Expressed, in Writing, an Interest in the Acquisition: N/A

- 11) A Statement of the Actions, if any, the Agency May Take to Remove or Overcome any Barriers to Competition before Making subsequent acquisitions for the supplies or services required:

At this time, the pharmacist has stated the above mentioned name brand test strip are the only brands that will meet the specific needs of the patients, because this test is used in testing of their glucose level in a specific meter they have.

- 12) Requirements Certification: I certify that the requirement outlined in this justification is a Bona Fide Need of the Department of Veterans Affairs and that the supporting data under my cognizance, which are included in the justification, are accurate and complete to the best of my knowledge and belief.



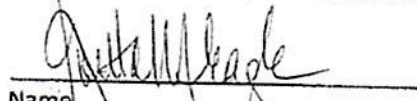
Inventory Management Specialist
Northeast CMOP

Date

3/19/2014

- 13) Approvals in accordance with FAR 6.304

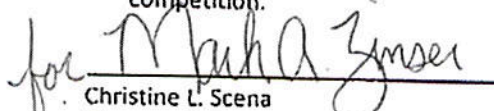
- a) Contracting Officer's Certification: (required) I certify that the foregoing justification is accurate and complete to the best of my knowledge and belief.


Name _____
Contracting Officer
NCO 15

Date

3/19/14

- b) NCM/PCM : I certify the justification meets requirements for other than full and open competition.

for 
Christine L. Scena
Director of Contracting,
Network Contracting Office 15

Date

03/19/2014

QA review
Lori Kopacz
Lori Kopacz
3/19/14

Department of
Veterans Affairs

MEMORANDUM

DATE: November 1, 2013

FROM: NCO15 Network Contract Manager

SUBJ: Delegation of Authority

TO: Mark A. Zinser
Director, CMOP Acquisitions Team

Reference: Standard Operating Procedure, Other than Full and Open Competition
Procurements, Department of Veterans Affairs, VHA Procurement and Logistics SOP dated
March 22, 2011.

1. Purpose: The Director, CMOP Acquisitions Team, is hereby Delegated the Authority to sign the Justifications in the referenced SOP.
2. Policy: Effective immediately, the following approval for the Justification is implemented in regards to the reference listed above:

DOLLAR VALUE	J&A SIGNATURES REQUIREMENT
\$3,000 - \$500,000	Director, CMOP Acquisitions Team

Christine L. Scena
Christine L. Scena
NCO15 Network Contract Manager